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AZ CORP COMMISSION  
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1 **LEWIS**  
2 AND  
3 **ROCA**  
4 LLP  
5 **LAWYERS**

6  
7 **BEFORE THE ARIZONA CORPORATION COMMISSION**

8 **WILLIAM A. MUNDELL**  
9 **Chairman**

Arizona Corporation Commission  
**DOCKETED**

10 **JAMES M. IRVIN**  
11 **Commissioner**

MAY 24 2002

12 **MARC SPITZER**  
13 **Commissioner**

DOCKETED BY

*mae*

14 **IN THE MATTER OF U S WEST**  
15 **COMMUNICATIONS, INC.'S**  
16 **COMPLIANCE WITH § 271 OF THE**  
17 **TELECOMMUNICATIONS ACT OF**  
18 **1996**

Docket No. T-00000A-97-0238

19 **WORLDCOM, INC.'S EXCEPTIONS**

20  
21 WorldCom, Inc., on behalf of its operating subsidiaries, ("WorldCom") respectfully  
22 requests that the May 15, 2002 Recommended Opinion and Order ("ROO") be modified in  
23 one respect to clarify Disputed Issue No. 3. Specifically, WorldCom requests that  
24 paragraph 45 of the ROO be modified to add the phrase "including high speed DSL  
25  
26

1 internet services provided by Qwest or its contractual partners such as MSN” at lines 11  
2 and 14 after the phrase “DSL service.”

3  
4 As AT&T noted in its February 19, 2002 Comments, Qwest entered into an  
5 agreement with internet service provider MSN to promote Qwest’s high speed DSL  
6 internet service. The Staff stated that it does not believe Qwest can avoid its DSL  
7 commitment because of subsequent arrangements with MSN and that if Qwest has  
8 contracted with MSN to provide DSL service, Qwest must ensure that it (or its contractual  
9 partner) will abide by the agreements reached with the Staff and the parties and approved  
10 by the Commission. *See* Paragraph 44 of the ROO.

12 Recently, in interconnection negotiations with Qwest relating to Arizona, Qwest  
13 has made it clear that DSL service as that term is used in Section 9.21.2.1.8 of the SGAT  
14 does not include high speed DSL internet service now provided for Qwest through its  
15 MSN relationship. WorldCom believes that Qwest’s position is inconsistent with the  
16 position taken by Staff and reflected in the ROO. The ROO should be clarified to  
17 explicitly include the Qwest/MSN high speed DSL internet service. WorldCom’s proposal  
18 will ensure that Qwest and its contractual partner abides by the agreement to provide the  
19 DSL service where another carrier provides voice service using UNE-P.  
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26

1 RESPECTFULLY submitted this 24<sup>th</sup> day of May, 2002.

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22 ORIGINAL and ten (10)  
23 copies of the foregoing filed  
24 this 24<sup>th</sup> day of May, 2002,  
25 with:

26 Arizona Corporation Commission  
Docket Control - Utilities Division  
1200 W. Washington Street  
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1 COPY of the foregoing hand-  
2 delivered this 24th day of May, 2002,  
3 to:

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6 Jane Rodda, Administrative Law Judge  
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9 Ernest Johnson, Director  
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12 COPY of the foregoing mailed  
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